

DOCKET NO.: B0932.70222US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Greg Reagan, et al.

Serial No.:

10/732,834

Confirmation No.:

6764

Filed:

December 10, 2003

For:

LACE SYSTEM FOR FOOTWEAR

Examiner:

Anthony Stashick

Art Unit:

3728

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to MAIL STOP Amendment, Commissioner for Patents, P.O. Box 1450, day of March, 2006.

Alexandria, VA 22313-1450, on the

03/07/2006 CNEGA1

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MAIL STOP Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

> STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed more than three months after the filing date of this application and after the mailing date of the first Office action, but before the mailing date of any final action under 37 C.F.R. §1.113, a Notice of Allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in this application. The fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) is enclosed.

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PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified PTO/SB/08). The order of presentation of the references should not be construed as an indication of the importance of the references.

<u>PART III: Explanation of Non-English Language References and Remarks Concerning Other</u> Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

Where English language translations of the non-English language references have been provided, the translation is believed to show the relevance of the reference. Where no English language translation is available, but an English language abstract has been provided, the English language abstract is believed to explain the relevance to the extent known by Applicants. Where no English language abstract is available, the drawings are believed to show the relevance.

Further, the Applicants wish to bring the enclosed translated search reports issued by the Japanese Patent Office in connection with corresponding Japanese patent applications to the attention of the Examiner.

The Search Report corresponding to Registration No. 3115773 is believed to explain the relevance of the references cited herein. The Search Report corresponds to claims 1-52 and 127.

The Search Report corresponding to Registration No. 3115694 had not been included with the Information Disclosure Statement filed on February 21, 2006. Accordingly, this Search Report is being submitted herewith to further explain the relevance of the references cited in the Information Disclosure Statement filed February 21, 2006. This Search Report corresponds to withdrawn and cancelled claims 53-126.

PART IV: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

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1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;

2. The enclosed form PTO-1449 (modified PTO/SB/08) be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;

3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his or her own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By:

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Docket No.: B0932.70222US00

Date: Mach 2, 2006

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FORM PTO-144 and Brandfield PTO/SB/08) INFORMATION DISCLOSURE				FILING DATE: 2003	December 10,	CONFIRMATION NO.: 6764		
STATEMENT BY APPLICANT				APPLICANT:	Greg Reagan, et al.			
				GROUP ART UNIT:	3728	EXAMINER:	Anthony Stashick	
Sheet	1	of	1					

U.S. PATENT DOCUMENTS

Examiner's Initials #	Cite No.	U.S. Patent Doc	ument	Name of Patentee or Applicant of Cited Document	Date of Publication or Issue of Cited Document MM-DD-YYYY	
		Number	Kind Code			
		**				

FOREIGN PATENT DOCUMENTS

Examiner's Initials #	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited	Date of Publication of	Translation
		Office/ Country	Number	Kind Code	Document Document	Cited Document MM-DD-YYYY	(Y/N)
		JP	2001-197905		Salomon SA	07-24-2001	abstract
_		JP	2004-41666		Nakabayashi Yasuhiro	02-12-2004	abstract
		JP	1-124103		Daiwa Seiko, Inc.	08-23-1989	N
				<u> </u>			
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OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials #	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)

EXAMINER:	DATE CONSIDERED:

[NOTE – No copies of U.S. patents, published U.S. patent applications, or pending, unpublished patent applications stored in the USPTO's Image File Wrapper (IFW) system, are included. See 37 CFR §1.98 and 1287OG163. Copies of all other patent(s), publication(s), unpublished, pending U.S. patent applications, or other information listed are provided as required by 37 CFR §1.98 unless 1) such copies were provided in an IDS in an earlier application that complies with 37 CFR §1.98, and 2) the earlier application is relied upon for an earlier filing date under 35 U.S.C. §120.]

[#] EXAMINER: Initial if reference considered, whether or notcitation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

^{*}a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. __, filed __, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).